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On December 27, 2006

TOWNSEND and TOWNSEND and CREW LLP

By: 
Lisa McDill

PATENT
Attorney Docket No.: 022176-000610US
Client Ref. No.: ISM-006CNT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

ADNAN SHENNIB et al.

Application No.: 10/052,199

Filed: January 16, 2002

For: DISPOSABLE EXTENDED WEAR
CANAL HEARING DEVICE

Customer No.: 20350

Confirmation No.: 9072

Examiner: DIONNE PENDLETON

Technology Center/Art Unit: 2643

PETITION TO REVIVE FOR
UNINTENTIONAL ABANDONMENT
UNDER 37 C.F.R. § 1.137(b)

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants are in receipt of the 11/24/06 decision regarding Applicants' petition to withdraw the notice of abandonment mailed April 18, 2006 (indicating the above-identified application has been abandoned for failure to pay the issue fee and publication fee). Applicants respectfully request reconsideration of the petition. Applicants submit that the holding of abandonment was improper and respectfully requests withdrawal of the holding of abandonment.

In the alternative, Applicants also respectfully petition to revive the above-identified application under 37 C.F.R. § 1.137(b). The entire delay in filing the required Reply from the due date for the reply until the filing of a grantable petition pursuant to 37 C.F.R. § 1.137(b) being unintentional. Applicants hereby authorize to deduct the petition fee, pursuant to 37 CFR § 1.17(m) by a Small entity, of \$750.00 from the Deposit Account No. 20-1430 of the

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undersigned. Please charge any additional fees or credit overpayment related to this Petition to the above Deposit Account.

Applicants further provide herewith the required reply, including a copy of the 09/10/04 Issue Fee transmittal (recently downloaded from PAIR), for which the Examiner is hereby authorized to deduct the required Issue Fee and Publication Fee, pursuant to 37 CFR 1.16(a) by a small entity. It is believed that no further fees are due with this petition; however, should any fees be required under 37 C.F.R. § 1.16 to 1.21 and 1.137 or other relevant portion of 37 CFR for any reason, the Commissioner is hereby authorized to charge Deposit Account No 20-1430.

Respectfully submitted,


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Attachments
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